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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

GLENN BOSWORTH,

Plaintiff,

v.

UNITED STATES OF AMERICA, et
al.,

Defendants.

Case No. CV 14-0498 DMG (SS)

**ORDER ACCEPTING FINDINGS,
CONCLUSIONS AND RECOMMENDATIONS
OF UNITED STATES MAGISTRATE
JUDGE**

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Fourth Amended Complaint, all the records and files herein, and the Report and Recommendation of the United States Magistrate Judge. The time for filing Objections to the Report and Recommendation has passed and no Objections have been received. Accordingly, the Court accepts and adopts the findings, conclusions and recommendations of the Magistrate Judge.

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1 IT IS ORDERED that:

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3 (1) The following claims against the following Defendants
4 in the Fourth Amended Complaint are DISMISSED with prejudice:

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- 6 • Claim One against Dr. Richard Gross for failure to
7 provide a neurologist consult;
 - 8 • Claim Two against Drs. Jaspar Dahliwal and Maria Dy for
9 failure to provide a sympathectomy;
 - 10 • Claim Three against Drs. Gross and Dy for failure to
11 prescribe the drug Alendronate to treat Plaintiff's
12 osteopenia;
 - 13 • Claim Four against FCI-Lompoc Clinical Director Jose
14 Bueno for failure to approve physical therapy; and
 - 15 • Claim Five against Dr. Dy for failure to approve
16 occupational therapy.
- 17

18 (2) The prayer for "loss of consortium" damages in the
19 prayer for relief is STRICKEN.

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21 (3) This action shall proceed only on Claim Two against
22 Dr. Gross for failure to provide a sympathectomy.

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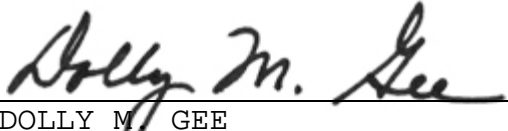
24 (4) The United States Marshal Service is DIRECTED to serve
25 the Fourth Amended Complaint, as amended by the dismissal of the
26 Claims and Defendants listed above, on Dr. Gross pursuant to
27 instructions to be supplied by the Magistrate Judge.

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1 IT IS FURTHER ORDERED that the Clerk serve copies of this
2 Order on Plaintiff at his current address of record.

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4 IT IS SO ORDERED.

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6 DATED: September 12, 2017

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9 DOLLY M. GEE
UNITED STATES DISTRICT JUDGE